

HOUSE BILL No. 1546

DIGEST OF INTRODUCED BILL

Citations Affected: IC 10-17-2-4.

Synopsis: Access to military discharge records. Provides that a military discharge record is not available for public inspection and copying. Allows the veteran who is the subject of the record, a veterans' service officer, an employee of the Indiana department of veterans' affairs, a funeral director, and other persons under a court order to have access to the record.

Effective: Upon passage.

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January 23, 2007, read first time and referred to Committee on Public Policy.

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First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

HOUSE BILL No. 1546

A BILL FOR AN ACT to amend the Indiana Code concerning public safety.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 10-17-2-4 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE
3 UPON PASSAGE]: **Sec. 4. (a) As used in this section, "photographic**
4 **identification" means an identification document that:**

5 (1) **shows the name of the individual to whom the document**
6 **was issued;**

7 (2) **shows a photograph of the individual to whom the**
8 **document was issued;**

9 (3) **includes an expiration date indicating that the document**
10 **has not expired; and**

11 (4) **was issued by the United States or the state of Indiana.**

12 **(b) A discharge record is not a public record under IC 5-14-3.**
13 **A county recorder may provide a certified copy of a discharge**
14 **record only to the following persons:**

15 (1) **The veteran who is the subject of the discharge record if**
16 **the veteran provides photographic identification.**

17 (2) **A person who provides photographic identification that**

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1 identifies the person as a county or city service officer.

2 (3) A person who provides photographic identification that
3 identifies the person as an employee of the Indiana
4 department of veterans' affairs.

5 (4) A person who:

6 (A) is a funeral director licensed under IC 25-15; and

7 (B) assists with the burial of the veteran who is the subject
8 of the discharge record;

9 if the person provides photographic identification and the
10 person's funeral director license.

11 (5) The following persons under a court order, if the person
12 provides photographic identification and a certified copy of
13 the court order:

14 (A) The attorney in fact of the person who is the subject of
15 the discharge record.

16 (B) The guardian of the person who is the subject of the
17 discharge record.

18 (C) If the person who is the subject of the discharge record
19 is deceased, the personal representative of the estate of the
20 deceased, the spouse of the deceased, or the next of kin of
21 the deceased.

22 (c) Disclosure of a discharge record by the county recorder
23 under this section is subject to IC 5-14-3-10.

24 SECTION 2. An emergency is declared for this act.

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